

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION AT DAYTON**

CEDRIC J. MARBURY,

Petitioner,

-vs-

STUART HUDSON, Warden,

Respondent.

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Case No. 3:05-cv-270

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District Judge Thomas M. Rose  
Chief Magistrate Judge Michael R. Merz

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**ORDER VACATING JUDGMENTS AND EXTENDING TIME**

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On Motions of the Petitioner (Doc. Nos. 12, 18) and pursuant to Fed. R. Civ. P. 60, this Court's Judgments of June 20, 2008 (Doc. No. 11), and September 15, 2008 (Doc. No. 17) are VACATED and Petitioner's time to file objections to the Magistrate Judge's Report and Recommendations of May 21, 2008, is extended to and including October 29, 2008.

September 23, 2008.

**\*S/THOMAS M. ROSE**

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Thomas M. Rose  
United States District Judge